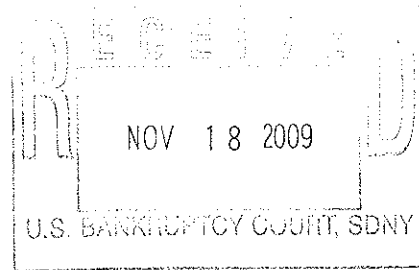


Certified Mail

November 16, 2009



Clerk of the US Bankruptcy Court
for the Southern District of New York
One Bowling Green
New York, NY 10004

Re: Elaine Schmutter
Case No.: 08-1789 (BRL)
BLMIS Account NO: 1ZA772
Claim No.: 013295

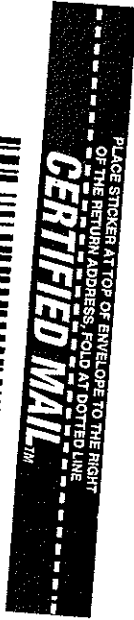
The above-referenced claimant hereby files this "protective" opposition to the determination concerning the above referenced matter dated October 19, 2009 should additional documentation be discovered, indentified and forthcoming.

Moreover, claimant does not waive any of her rights should any court order determine that the Trustee's interpretation of "net equity" is invalid.

cc: Irving H. Picard, Trustee
c/o Baker & Hostettler, LLP
45 Rockefeller Plaza
New York, NY 10111

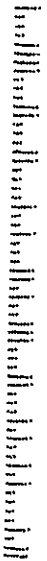


Weiser LLP
Certified Public Accountants
D. SCHMUTTER
135 West 50th Street
New York, NY 10020-1299



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